IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.13697 of 2005
B.K.SINGHAL
Versus
STATE OF BIHAR & ANR
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6 4-7-2008 Heard learned counsel for the petitioner, learned counsel for the State and learned counsel for O. P. no.2.

This application has been filed for quashing the FIR of Sasaram Town PS case no. 467/2004 dated 7.10.2004 u/ss 406, 420 and 120B of the Penal Code registered against the petitioner on the basis of a copy of complaint petition of complaint case no. 775/2004 sent by the court.

Counter affidavit has filed today on behalf of O. P. no.2 in which it has been mentioned that police after investigation has submitted final report in the case holding the dispute between the parties to be of civil in nature. It has further been mentioned that O. P. no.2 has filed a protest petition before the Chief Judicial Magistrate which is pending for consideration.

In the aforesaid facts and circumstances, now there is no merit in the application and the same is, accordingly, dismissed. However, petitioner will be entitled to challenge any order which is passed against him.

BKS/ **(M. Saran,J.)**

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